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APR 0 1 2004

OFFICE OF PETITIONS

Appl. No.

09/884,696

Confirmation No.: 4037

Applicant

Lisle W. George et al.

Title:

MORAXELLA BOVIS CYTOTOXIN, CYTOTOXIN GENE,

ANTIBODIES AND VACCINES FOR PREVENTION AND

TREATMENT OF MORAXELLA BOVIS INFECTIONS

Filed

June 19, 2001

TC/A.U.

1645

Examiner

Virginia Allen Portner

Attorney Docket No.: 407J-000700US

Customer No.: Client Ref No.:

22798

1999-069-1

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TECH CENTER 1600/2900

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT and SUPPLEMENTAL RESPONSE TO OFFICE ACTION DATED NOVEMBER 15, 2002 WITH AMENDMENT

Dear Sir:

Applicants file herewith a Petition to Withdraw the Holding of Abandonment Based on Failure to Receive Office Action and a Contingent Petition for Revival of an Application for Patent Abandoned Unintentionally. The Commissioner is requested to consider the Petition to Withdraw based on the facts provided therein and reinstate the present application. Only in the event that the Petition to Withdraw is not granted, Applicants hereby request entry of the Contingent Petition for Revival.

In either case, upon reinstatement of the application, Applicants respectfully request entry of this Response to the Notice of Non-Compliant Amendment and Supplemental Response to the Office Action dated November 15, 2002 with Amendment.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims that begins on page 4 of this paper.

Remarks/Arguments begin on page 11 of this paper.